

Panaji, 25th August, 1977 (Bhadra 3, 1899)

SERIES II No. 21

OFFICIAL GAZETTE



GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Department of Personnel and Administrative Reforms

Order

No. 4-17-74-Div. I.

Shri M. P. Tyagi, Selection Grade Officer of Goa, Daman and Diu Civil Service officiating as Deputy Director of Education, Panaji, is hereby transferred and posted as Special Commissioner, Government of Goa, Daman and Diu, New Delhi on deputation with immediate effect until further orders. The appointment of Shri Tyagi as Special Commissioner, New Delhi will be governed by the terms and conditions of deputation, sanctioned in the Ministry of Finance O. M. F. 10 (24) E. II/60 dated 4th May 1961 as amended from time to time.

From the date of taking over by Shri Tyagi, Shri K. L. Bhatia, I. A. S., Special Commissioner to the Government of Goa, Daman and Diu is relieved from the same post with instructions to report to the Chief Secretary Delhi Administration, Delhi for further posting.

By order and in the name of the Administrator of Goa, Daman and Diu.

V. J. Menezes, Under Secretary (Personnel).

Panaji, 16th August, 1977.

Order

No. 4-41-77-Div. I.

On the services of Shri H. M. Gidwani, I. F. S. (UT), being placed by the Government of India, Ministry of Agriculture and Irrigation, New Delhi at the disposal of this Administration, the Administrator of Goa, Daman and Diu is pleased to appoint Shri H. M. Gidwani, as Deputy Conservator of Forests Goa with effect from 12th August 1977 (F. N.).

Shri H. M. Gidwani, Deputy Conservator of Forest shall officiate as Conservator of Forests, Goa till Shri S. S. Chana takes over as Conservator of Forests, Goa with effect from the date of taking over by Shri Gidwani, Shri C. P. Oberai, Dy. Conservator of Forests, is relieved from the additional charge of the post of Conservator of Forests.

By order and in the name of the Administrator of Goa, Daman and Diu.

V. J. Menezes, Under Secretary (Personnel).

Panaji, 18th August, 1977.

Notification

No. 10-1-69-Div. I.

In exercise of the powers conferred by Sub-Section (2) of Section 4 of the Departmental Enquiries (Enforcement of Attendance of witnesses and Production of Documents) Act, 1972 (Central Act 18 of 1972) read with Notification

No. U-11030/3/76-UTL dated 11th June, 1976 from the Government of India, Ministry of Home Affairs, New Delhi, The Administrator of Goa, Daman and Diu hereby authorises Shri J. U. Pereira, Executive Engineer, Electricity Department, Government of Goa, Daman and Diu, to exercise the powers specified in Section 5 of the said Act in relation to disciplinary proceedings initiated against S/Shri Raulo N. Naik, Assistant Lineman/Wireman and Mathew de Silva, Lineman/Wireman.

By order and in the name of the Administrator of Goa, Daman and Diu.

Chaman Lal, Joint Secretary.

Panaji, 12th August, 1977.

Notification

No. 10-1-69-Div. I.

In exercise of the powers conferred by Sub-Section (2) of Section 4 of the Departmental Enquiries (Enforcement of Attendance of witnesses and Production of Documents) Act, 1972 (Central Act 18 of 1972) read with Notification No. U-11030/3/76-UTL dated 11th June, 1976 from the Government of India, Ministry of Home Affairs, New Delhi, The Administrator of Goa, Daman and Diu hereby authorises Shri V. M. Dessai, Inspector of School, Directorate of Education, Government of Goa, Daman and Diu, to exercise the powers specified in Section 5 of the said Act in relation to disciplinary proceedings initiated against Shri Constantino Fernandes, L. D. C. in Directorate of Education.

By order and in the name of the Administrator of Goa, Daman and Diu.

Chaman Lal, Joint Secretary.

Panaji, 12th August, 1977.

Order

No. 16-5-73-DIV. III

Read: — 1) Order No. 16-5-73-Div. III dated 20-7-1977.

2) Notification No. 3-16-74-Div. I (d) dated 8-8-77.

The Administrator of Goa, Daman and Diu is pleased to issue the following order of appointments of Mamlatdars and Block Development Officer with immediate effect until further orders.

1. Shri S. G. Lawanis, Mamlatdar, Panaji shall hold additional charge of Block Development Officer, Panaji vice Shri A. E. F. Oliveira retired from service with effect from 31-7-1977 (A. N.)

2. Shri D. P. Anvekar, Enquiry Officer, City Survey, Vasco-da-Gama shall hold additional charge of Mamlatdar of Marmagao vice Shri M. S. Sail promoted and posted as Assistant Commissioner of Excise.

3. Shri B. V. Dessai, Mamlatdar of Salcete shall hold additional charge of Block Development Officer, Salcete vice Shri V. S. R. Dessai promoted and posted as Assistant Commissioner of Sales Tax and Entertainment Tax.

4. Shri J. M. R. Almeida, Mamlatdar of Daman shall hold additional charge as Block Development Officer, Daman vice Shri M. M. Mitbavkar, promoted and posted as Dy. Registrar of Cooperative Societies.

5. Shri D. S. P. Verlekar, Block Development Officer, Fonda shall hold additional charge of Mamlatdar, Fonda vice Shri N. D. Vengurlekar promoted and posted as Director of Transport.

6. Shri P. M. Borkar, Block Development Officer, Sanguem shall hold additional charge of Mamlatdar of Sanguem vice Shri K. N. S. Nair, Mamlatdar promoted and posted as Under Secretary (Coord. & Administration) Secretariat, Panaji.

The posting and transfers of Mamlatdars/Block Development Officers made vide Order No. 16-5-73-DIV. III dated 20-7-1977 are hereby held in abeyance.

By order and in the name of the Administrator of Goa, Daman and Diu.

Chaman Lal, Joint Secretary.

Panaji, 16th August, 1977.

Agriculture Department

Notification

No. 1-2-76 AH

In pursuance of Government of India's recommendation, Government is hereby pleased to constitute a High Power Review

Rural Development Department

Order

No. RDD/Coop/Deleg/98/74-77/5586

In supersession of Government orders Nos. CDB/Coop/1198/68 dated 24-11-72 and RDD/Coop/Deleg/98/74/6157/9641/10721 dated 23-12-1974 and in exercise of the powers

Committee consisting of the following members for periodical review of the progress in the implementation of the work under various components of the Animal Husbandry Programmes under the two Centrally Sponsored Schemes of cross-bred calf rearing and of piggery and poultry production in order to provide greater opportunities for productive employment of the weaker sections and supplement the income of rural masses:—

1. The Minister for Agriculture — Chairman.
2. The Development Commissioner — Member.
3. The Director of Animal Husbandry and Veterinary Services, Panaji — Member.
4. The Project Officer (S.F.D.A.) — Member.
5. The Chairman, Goa State Dairy Co-operative Societies Federation (Non-Official) — Member.
6. Joint Director, Animal Husbandry — Member Secretary.

The Committee shall meet at regular intervals, preferably once in every 3 months, to review the progress in the implementation of the schemes and also to give necessary guidance for accelerating the progress, wherever necessary. The report of the Review Committee shall be submitted to Government regularly.

By order and in the name of the Administrator of Goa, Daman and Diu.

F. A. Figueiredo, Under Secretary (Development).

Panaji, 18th August, 1977.

conferred by section 3 of the Maharashtra Co-operative Societies Act, 1960 as in force in the union territory of Goa, Daman and Diu read with rule 3 of the Co-operative Societies Rules, 1962 for the union territory of Goa, Daman and Diu, the Government of Goa, Daman and Diu hereby appoints persons specified in column 2 of the schedule appended hereto to act as Deputy Registrar and Assistant Registrar, as shown in the corresponding entry in column 3, and to exercise powers under the section of the Act and Rules specified in column 4 of the said schedule with immediate effect.

SCHEDULE

Sr. No.	Name of the Office	Officer under the Act	Powers
1	2	3	4
1.	Civil Administrator, Diu.	Deputy Registrar.	All powers of Registrar under the Act and the said Rules not being powers under:— (a) Sections 9(4); 12(3); 75(2); 78(1)(2)(3); 90(2); 134(2); 142; 152(1)(b) and 153 in case where the Registrar is the Appellate Authority of the Act and (b) Rules 2(b); 10; 19(2); 39(1) to (7); proviso to sub-rule (1) of rule 59. Rules 61(1)(2)(4); 71 and 103.
2.	Block Development Officer, Daman.	Assistant Registrar.	All powers of Registrar under the Act and the said Rules not being powers under:— (a) Sections 9(4); 12(3); 70(d); 75(2); 78(1)(2)(3); 81(1)(6); 88; 90(2); 93(1); in so far as it relates to power of appointment for nominee or a board of nominees; 108(1); 134; 142; 148(3); 152(1)(b); 153 in cases where the Registrar is the Appellate Authority and 154; and (b) Rules 2(b); 10; 19(2); 27; 39; 40(2); Proviso to sub-rule (1) of rule 59. Rule 61(1)(2)(4); 66(1) and explanation 2 thereto; 66(7); 69; 71; 73; 81; 82(9); 83(3); 86(10); Second paragraph h of rule 90(11); 90(14)(15); 92; 94; 97; 100(2); 103 and 104(2)(3) so far as they relate to scale of deposits for execution of decrees.
3.	Milk Procurement & Distribution Officer. Animal Husbandry and Veterinary Services, Panaji.	— do —	— do —
4.	Industries Officer, Directorate of Industries and Mines, Panaji.	— do —	— do —
5.	Superintendent of Fisheries (H. Q.), Directorate of Fisheries, Panaji.	— do —	— do —

By order and in the name of the Administrator of Goa, Daman and Diu.

M. K. Bhandare, Under Secretary (Planning).

Panaji, 12th August, 1977.

Labour and Information Department

Order

No. LC/ITI/(2)/70-71/76/1165

Government Order No. LC/ITI/(2)/70-71/76/1395 dated 7-9-1976 appointing Shri C. V. Dhume, Sr. Inspector of Factories and Boilers, as the Assistant Director of Training for Craftsmen Training Scheme for the Union Territory of Goa, Daman and Diu, is cancelled hereby with immediate effect.

By order and in the name of the Administrator of Goa, Daman and Diu.

P. Noronha, Under Secretary (Industries and Labour).

Panaji, 18th August, 1977.

Order

No. LC/1/ID(158)/72-77

The following Award given by the Industrial Tribunal Goa, Daman and Diu on an Industrial dispute between the management of M/s. Industrial Nacional de Telhas, Sanvordem, Curchorem and their workman Shri Francis Deniz employed under them is hereby published as required vide provisions of Section 17 of the Industrial Disputes Act, 1947 (XIV of 1947).

P. Noronha, Under Secretary (Industries and Labour).

Panaji, 18th August, 1977.

Before Shri R. V. Kollali, Presiding Officer, Industrial Tribunal-Cum-Labour Court, Government of Goa, Daman and Diu

Reference No. IT/9/74

Shri Francis Deniz, represented
by Goa National Commercial
Employees Union,
Curchorem-Goa.

..... 1st Party

V/s.

M/s. Industrial Nacional de
Telhas,
Sanvordem-Curchorem, Goa.

..... 2nd Party

The Government of Goa, Daman and Diu referred the dispute concerning the termination of the services of the concerned workman with effect from 8-5-1972 by the 2nd party Factory with the following schedule.

SCHEDULE

"Whether the action of the Management of M/s. Industrial Nacional de Telhas, Sanvordem-Curchorem, in terminating the services of Shri Francis Deniz, Clerk, with effect from 8th May, 1972 was justified? If not, to what relief is the workman entitled?"

The first party Union filed a claim statement contending that the workman had been discharging his duties as per practice in vogue as a clerk and supervisor; that the termination was effected during the pendency of conciliation proceeding in regard to a charter of demands; that another person had been appointed to the same post after terminating the services of the first party workman and that the workman be directed to be reinstated into service with full back wages.

The 2nd party by its written statement contended that the workman was in service for only five months as a temporary workman and was found not suitable as his work was unsatisfactory; in these circumstances, no notice of termination was necessary; the workman being on a temporary basis had nothing to do with the charter of demands and had no claim to permanency; and that the termination was legal and proper.

At the hearing of the dispute, on behalf of the 2nd party, its manager produced a book containing salary acquittances of employees which shows that the first salary paid to the workman is for the month of December, 1971 and the last salary paid is for the month of April, 1972. It is therefore, clear that the workman was in service for only five months. It is perhaps for this reason that the claim statement is silent

on the point of service of the workman. As against this register, there is no evidence led by the 1st party, its representative having declared that he was not leading any evidence and the case be posted for arguments. By consent, 1st August, 1977 was fixed for hearing arguments of the parties. On this day, the representative of the 1st party remained absent and the arguments addressed on behalf of the 2nd party were heard and the matter was taken up for award.

It should also be recorded here that on behalf of the 2nd party it was stated that the concerned workman is not in Goa and is not to be found at his known address which was close to the 2nd party Factory, a statement which was noted by the representative of the 1st party.

From the foregoing, it is obvious that there is no material placed before this Tribunal for arriving at a conclusion that the termination of the services of the concerned workman is not legal and not justified. The question of any relief to him does not arise. The following award is made.

AWARD

There is no material before the Tribunal for holding that the termination of the services of Shri F. Deniz was not legal and not justified. The question of any relief to Shri F. Deniz does not, therefore, arise.

Dated: — 6th August, 1977.

(R. V. KOLLALI)

Place: — Dona Paula.

Presiding Officer

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

P. Noronha, Under Secretary (Industries and Labour).

Notification

No. 1/2402/76/LAB/1169

Whereas the Administrator of Goa, Daman and Diu is of the opinion that the provisions of the Payment of Bonus Act, 1965 (Central Act 21 of 1965) should be made applicable to all Establishments and Factories in which 10 or more persons are employed;

And Whereas, the notice of 60 days of the intention to apply the provisions of the said 1965 Act was published in Government Gazette No. 42, Series II dated 13-1-1977; and

Now, Therefore, in exercise of the powers under proviso to sub-section (3) of Section 1 of the Payment of Bonus Act, 1965 (Central Act 21 of 1965), the Administrator of Goa, Daman and Diu hereby applies the provisions of the said Act with effect from the accounting year commencing on any day in the accounting year 1975 to all the Establishments and Factories in which ten or more persons are employed on any day during the said accounting year.

By order and in the name of the Administrator of Goa, Daman and Diu.

P. Noronha, Under Secretary (Industries and Labour).

Panaji, 18th August, 1977.

Revenue Department

Notification

No. RD/LQN/235/77

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. for laying, conveying and distributing mains near Dairy at Curti, Ponda.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose

of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Land Acquisition Officer, Office of the Collector of Goa, Panaji-Goa, to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji-Goa.
2. The Superintending Engineer, V (PHE), P. W. D., Panaji-Goa.
3. The Land Acquisition Officer, Office of the Collector of Goa, Panaji-Goa.
4. The Executive Engineer, Works Division IX (PHE), P. W. D. Tonca-Caranzalem-Goa.
5. The Director of Land Survey, Panaji-Goa.

6. A rough plan of the said land is available for inspection in the office of the Land Acquisition Officer, Collector's Office, Panaji-Goa, for a period of 30 days from the date of publication of this Notification in the Official Gazette.

SCHEDULE (Description of the said land)

Sr. No.	Taluka	Village/ Ward	Plot No.	Survey No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
1.	Ponda	Ponda	—	81/part and 82/part	Comunidade of Curti. <i>Boundaries:</i> North: Survey No. 81/part and Survey No. 82/part. South: Survey No. 79/part. East: Survey No. 81/part and Survey No. 82/part. West: — do —	390.00
Total						390.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

R. Narayanaswami, Secretary (Revenue).

Panaji, 20th August, 1977.

Notification

No. RD/LQN/222/77

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Construction of Commercial-cum-Office premises near Nehru Bridge, Panaji.

Therefore the Government is pleased to notify under sub-section (1) of Section 14 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Land Acquisition Officer, Collector's Office, Panaji, to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji-Goa.
2. The Chairman, Goa, Daman and Diu Housing Board, Panaji-Goa.
3. The Land Acquisition Officer, Collector's Office, Panaji-Goa.
4. The Director of Land Survey, Panaji-Goa.

6. A rough plan of the said land is available for inspection in the office of the Land Acquisition Officer, Collector's Office, Panaji, for a period of 30 days from the date of publication of this Notification in the Official Gazette.

SCHEDULE (Description of the said land)

Sr. No.	Taluka	Village/Ward	P. T. Sheet No.	Chalta No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
1.	Tiswadi	Panaji	46	70/Part	Comunidade of Morombi-O-Pequeno.	4,516.00
2.	"	"	"	90/Part	Shri Caetano D'Mello.	

1	2	3	4	5	6	7
3.	Tiswadi	Panaji	46	112/Part	Comunidade of Morombi-O-Pequeno.	
Boundaries:						
North: Chalta No. 70/Part of F. T. Sheet No. 46.						
South: Chalta No. 90/Part and 112/Part of P. T. Sheet No. 46.						
East: Chalta No. 70/Part and 112/Part of P. T. Sheet No. 46.						
West: Chalta No. 70/Part, 90/Part of P. T. Sheet No. 46 and Nala.						
Total						4,516.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

R. Narayanaswami, Secretary (Revenue).

Panaji, 20th August, 1977.

Local Self Government Department

Order

No. 6-1-75-LSG(18)

Read: Order No. 6-1-75-LSG (18) dated 21-6-1975.

The term of office of the non-official members of the Children's Board constituted under the above mentioned order is hereby extended for further period of two years with effect from 21-6-1977.

Smt. Almanza C. Figueiredo, Altinho Panaji is hereby nominated as non-official member of the Children's Board in place of Miss Leonar Rangel Rebeiro, Director of ACDIL, with immediate effect.

By order and in the name of the Administrator of Goa, Daman and Diu.

F. A. Figueiredo, Under Secretary (Development).

Panaji, 16th August, 1977.

Notification

No. 6-35-75-LSG

In pursuance of rule 21 of the Goa, Daman and Diu Children Rules, 1972, the Administrator of Goa, Daman and Diu hereby fixes Wednesdays of every week as the day on which the Child Welfare Board shall sit in the premises of the observation home at Ribandar. The Board shall sit at 10.30 hours. In the event of any Wednesday being a public holiday, the Board shall sit on the next working day.

By order and in the name of the Administrator of Goa, Daman and Diu.

F. A. Figueiredo, Under Secretary (Development).

Panaji, 20th August, 1977.

Addendum

No. 6-1-69-LSG

Read: Government Notification No. 6-1-69-LSG dated 29-9-1975.

In the Government Notification of even number dated 29-9-1975 after para 4 the following para shall be added.

"The non official members of the Advisory Committee will be eligible for T. A. & D. A. at the highest rates as admissible to grade I Officers."

By order and in the name of the Administrator of Goa, Daman and Diu.

F. A. Figueiredo, Under Secretary (Development).

Panaji, 17th August, 1977.

Finance Department (Revenue)

Notification

No. Fin (Rev)/2-35/Gen/3/71

In exercise of the powers conferred by sub-section (1) of Section 42 of the Goa, Daman and Diu Excise Duty Act, 1964 (5 of 1964), the Government of Goa, Daman and Diu hereby exempts Commanding Officer I Goa Girls Ind. Coy, N.C.C. Panaji, and Commanding Officer I Goa Boy Ind. Coy, N.C.C. Panaji, from the Payment of Rs. 4,323-38 as Excise Duty, towards the Rum supplied to them on permits issued by the Commissioner of Excise during the period from 6-12-1971 to 31-5-1974.

By order and in the name of the Administrator of Goa, Daman and Diu.

S. S. Sukhthankar, Under Secretary (Finance).

Panaji, 12th August, 1977.

Corrigendum

The date of the Notification No. RD/LQN/225/75/II from the Revenue Department published at page 220 of the Official Gazette No. 17, Series II dated 28-7-77 should be read as 21st July, 1977 instead of 20th July, 1977.